

REMARKS

Reconsideration of the present application is respectfully requested. Claim 15 has been amended to correct an informality. No claims were canceled. Therefore, claims 1-28 remain pending in the present application.

Claims 1 and 15 stand rejected under 35 U.S.C. §103(a) as being unpatentable over WO 00/04737 to Boylan ("Boylan") in view of JP 405268650 to Wakimoto ("Wakimoto"). Claims 1 and 15 recite, in part, the features of "a first set of specific user-definable non-text settings in the user's mobile telephone for use when the user's mobile telephone is connected to a first network" and "a second set of specific user-definable non-text settings in the user's mobile telephone for use when the user's mobile telephone is connected to a second network."

The Office Action asserts that Boylan teaches allocating a first set of specific user-definable *non-text* settings and allocating a second set of specific user-definable non-text settings at page 18, lines 17-35. However, Boylan teaches utilizing *text* messages to a user to alert the user of the network to which the user is logged in. For example, if the user is logged in to a "Teleplus" network, then the text message "Teleplus" is displayed to the user. See Boylan, page 18, lines 25-35. As such, Boylan does not teach "non-text settings" as defined by claims 1 and 15. Wakimoto does not remedy the deficiencies of Boylan in that Wakimoto relates to utilizing separate ringers for alerting a user of whether the incoming call is domestic or international. The ringer of Wakimoto does not indicate that the user is connected to a first or second network as recited in claims 1 and 15. Applicants respectfully submit that claims 1 and 15 distinguish over the combination of Boylan and Wakimoto and request that the §103 rejection be withdrawn.

Although claims 2, 5-10, 12, 16, 18, and 23-27 are not specifically cited as being rejected on page 2 of the Office Action, it appears on pages 3 and 4 of the Office Action that these claims are rejected under 35 U.S.C. §103(a) as being unpatentable over the combination of Boylan and Wakimoto. Claims 2, 5-10, 12, 16, 18, and 23-27 are either directly or indirectly dependent from claim 1 or 15 and should distinguish over the combination of Boylan and Wakimoto for at least the same reasons as stated above. Applicants request that the §103 rejection of claims 2, 5-10, 12, 16, 18, and 23-27 be withdrawn.

Claims 3, 13, 19, and 20 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Boylan in view of Wakimoto and further in view of U.S. Patent Publication No. 20020039909 to Rankin ("Rankin"). Claims 13 and 19 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Boylan in view of Wakimoto and further in view of U.S. Patent Publication No. 20020068574 to Vestergaard et al. ("Vestergaard").

As recited at §706.02 of the MPEP, "if the application claims foreign priority under 35 U.S.C. 119(a)-(d) or 365(a), the effective filing date is the filing date *of the U.S. application*..." "International applications, which: (1) were filed prior to November 29, 2000, or (2) did not designate the U.S., or (3) were not published in English under PCT Article 21(2) by WIPO, may not be used to read back (bridge) to an earlier filing date through a priority or benefit claim for prior art purposes under 35 U.S.C. §102(e)." See MPEP §706.02(a).

As such, the effective date of Rankin appears to be August 1, 2001 and the effective filing date of Vestergaard appears to be July 18, 2001. The filing date of the present application is June 15, 2001 and therefore, Rankin and Vestergaard do not qualify as prior art. Accordingly, Applicants request that the §103 rejection of claims 3, 13, 19, and 20 be withdrawn.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

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Respectfully submitted,

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